



**Eric Gonzalez**  
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**JOHN FLEMING**  
Assistant District Attorney

April 21<sup>st</sup>, 2021

[REDACTED]

In connection with the above-named case, the People voluntarily provide the following information regarding:

**MOS NAME: FRANK HERNANDEZ**

**MOS TAX: 962470**

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. In addition to any information provided below, disciplinary information regarding this officer may exist online at the following websites: <https://www1.nyc.gov/site/ccrb/policy/MOS-records.page>, <https://nypdonline.org/link/13>, and <https://www.50-a.org>. The People make no representation regarding the accuracy of any information contained on these websites. In addition, the People have provided all lawsuits known to the People through NYPD documents, the NYC Law Department's public website of civil suits filed against officers (<https://www1.nyc.gov/site/law/public-resources/nyc-administrative-code-7-114.page>), and orally relayed to the People by officers. Please note that additional cases may or may not exist on the following public websites: <https://pacer.uscourts.gov/>, <https://iapps.courts.state.ny.us/webcivil/FCASMain>; and <https://iapps.courts.state.ny.us/nyscef/Login>. The People reserve the right to object to the use or introduction of any or all disclosures provided below and any other potential impeachment information.

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**Disclosure # 1:**

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 12/23/2018, AGAINST MOS HERNANDEZ:

1. MISSING DEPARTMENT EQUIPMENT - PARKING PERMIT - RESTRICTED USE
2. OFF DUTY INCIDENT (NOT DOMESTIC) - VICTIM OF CRIME - IN NYC

CASE STATUS: CLOSED ON 01/02/2019.

ACTION TAKEN: VERBAL INSTRUCTIONS.

**Disclosure #2 (PENDING):**

THE FOLLOWING INVESTIGATION, DATED 09-02-19, IS PENDING AGAINST MOS HERNANDEZ:

1. Firearms Discharge

DISPOSITON: PENDING

**Disclosure # 3:**

THE NYPD SUBSTANTIATED THAT ON OR ABOUT JANUARY 1, 2020, WHILE ASSIGNED TO THE 73 PRECINCT, MOS HERNANDEZ FAILED TO DOCUMENT THE USE OF FOOT STRIKES ON A THREAT RESISTANT AND INJURY REPORT, IN VIOLATION OF THE PATROL GUIDE PROCEDURE FOR "REPORTING AND INVESTIGATION OF FORCE INCIDENT OR INJURY TO PERSONS DURING POLICE ACTION".

ACTION TAKEN: 'A' COMMAND DISCIPLINE ISSUED

**BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH FEBRUARY 10, 2021, THE PEOPLE ARE AWARE OF THE FOLLOWING CCRB SUBSTANTIATED AND/OR PENDING ALLEGATIONS AGAINST THIS OFFICER:**

**Disclosure # 4 (PENDING):**

CCRB CASE: 202000291

REPORT DATE: 01/13/2020

INCIDENT DATE: 01/11/2020

PENDING CCRB ALLEGATION(S):

1. ABUSE- FAILURE TO PROVIDE RTKA CARD
2. ABUSE- PROPERTY DAMAGED
3. ABUSE- VEHICLE SEARCH
4. ABUSE- VEHICLE STOP

**Disclosure # 5 (PENDING):**

CCRB CASE: 202003086

REPORT DATE: 05/06/2020

INCIDENT DATE: 04/28/2020

PENDING CCRB ALLEGATION(S):

1. ABUSE-THREAT OF ARREST

**Disclosure # 6 (PENDING):**

CCRB CASE: 202006979

REPORT DATE: 10/19/2020

INCIDENT DATE: 10/18/2020

PENDING CCRB ALLEGATION(S):

1. Force - Physical force
2. Abuse - Frisk
3. Abuse - Refusal to provide name
4. Abuse - Interference with recording

**Disclosure # 7 (PENDING):**

CCRB CASE: 202008457

REPORT DATE: 12/28/2020

INCIDENT DATE: 12/10/2020

PENDING CCRB ALLEGATION(S):

1. Force - Flashlight as club
2. Force - Nonlethal restraining Device

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